

Attorney's Docket No.: 17111-002001/2301

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Number of pages including this page 10

Applicant : Hubert Köster et al.
Serial No. : 09/067,337
Filed : April 27, 1998
Conf. No. : 9981

Art Unit : 1624
Examiner : Paul V. Ward
Cust. No. : 20985

Title : SOLUTION PHASE BIOPOLYMER SYNTHESIS

From Inger D. Kidd on behalf of Stephanie L. Seidman

Message Please see attached.

10628717.doc

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FISH & RICHARDSON P.C.

Frederick P. Fish
1855-1930

W.K. Richardson
1859-1951

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May 8, 2006

Examiner Paul V. Ward
Technology Center 1600; Art Unit 1624
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: SOLUTION PHASE BIOPOLYMER SYNTHESIS

Applicant: Hubert Köster et al.
Application No.: 09/067,337
Filing Date: April 27, 1998
Country: United States
Our Ref.: 17111-002001/2301



ATLANTA
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SILICON VALLEY
TWIN CITIES
WASHINGTON, DC

Dear Dr. Ward:

Per your request, enclosed is a copy of the Supplemental Information Disclosure Statement that was previously submitted on January 10, 2001.

As discussed earlier, this Information Disclosure Statement was not initialed and returned. It is listed in the "Transaction History" of PAIR as being received by the PTO. However, the document failed to be scanned into the Image File Wrapper for this application.

To permit you to properly initial and date this Information Disclosure Statement, copies of the following documents are provided: the Transmittal Letter (in duplicate), the Supplemental Information Disclosure Statement, a clean copy of the PTO 1449 form (1 page) to be considered and initialed, the abstracts listed on the PTO 1449 form as items B and C, and the returned postcard dated-stamped as received by the PTO on January 12, 2001.

If you have any questions, please do not hesitate to contact me at my direct dial 858-678-5661. Thank you for your help in this matter.

Sincerely,

Inger D. Kidd
on behalf of Stephanie Seidman

Enclosures

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: KOSTER
Serial No. 09/067,337
Filed: April 27, 1998
For: SOLUTION PHASE BIOPOLYMER
SYNTHESIS
Art Unit: 1623
Examiner: Wilson, J.

I hereby certify that this paper and the attached
papers are being deposited with the United States
Postal Service as first class mail in an envelope
addressed to:

Commissioner for Patents
Washington, D.C. 20231, on this date.

01/10/01
Date

Rita Jennings
Rita Jennings

TRANSMITTAL LETTER

Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith are a Supplemental Information Disclosure Statement and a PTO-Form 1449 (1 page) for filing in connection with the above-identified application. Since this Supplemental Information Disclosure Statement is filed after receipt of a first Office Action on the merits for the above-captioned application, the filing fee of \$180.00 is enclosed. If no proper payment is enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-1213 for the appropriate fee as stated below:

- ☒ The Commissioner is hereby authorized to charge any fee, including any submitted herewith that may be due in connection with this and the attached papers, or with this application during its entire pendency to or to credit any overpayment to Deposit Account No. 50-1213. A duplicate of this sheet is enclosed.

Respectfully submitted,
HELLER, EHRMAN, WHITE & McAULIFFE LLP

By: ..

Stephanie L. Seidman
Stephanie L. Seidman
Registration No. 33,779

Attorney Docket No.: 24743-2301
Address all correspondence to:
Stephanie Seidman, Esq.
HELLER, EHRMAN, WHITE & McAULIFFE LLP
4250 Executive Square, 7th Floor
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Telephone: (858) 450-8400
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EMAIL: sseidman@hewm.com

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: KOSTER
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Filed: April 27, 1998
For: SOLUTION PHASE BIOPOLYMER
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Art Unit: 1623
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HELLER, EHRMAN, WHITE & McAULIFFE LLP

By:

Stephanie L. Seidman
Registration No. 33,779

Attorney Docket No.: 24743-2301
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Koster
Serial No.: 09/067,337
Filed: April 27, 1998
For: *SOLUTION PHASE BIOPOLYMER
SYNTHESIS*
Art Unit: 1623
Examiner: Wilson, J.

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Washington, D.C. 20231, on this date.

01/10/01
Date

Rita Jennings
Rita Jennings

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN
ACCORDANCE WITH 37 C.F.R. §§ 1.97(c)**

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Since this Supplemental Information Disclosure Statement is filed after receipt of a first Office Action on the merits for the above-captioned application, the filing fee of \$180.00 is enclosed. If no proper payment is enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-1213.

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Supplemental Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§ 1.97-1.98.

Form PTO-1449 (1 page) and copies of the cited documents are provided herewith. The enclosed reference items B and C were previously cited in an Information Disclosure Statement mailed November 23, 1999. In an office action mailed September 12, 2000, these references were crossed out by the Examiner on the returned P49 form because the date was not included on the P49 form. Replacement copies of these references are provided and the date for each reference is correctly cited on the P49 form. The cited documents listed on Form PTO-1449 are supplied herewith in the English language.

U.S.S.N. 09/067,337**Koster, *et al.*****Supplemental IDS**

Hence, in accordance with the requirements of 37 C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed items is necessary.

Although the documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(h), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

Applicant respectfully requests that the Examiner review the foregoing references and that they be made of record in the file history of the above-captioned application.

* * *

Respectfully submitted,
HELLER, EHRMAN, WHITE & McAULIFFE LLP

By:

Stephanie L. Seidman
Registration No. 33,779

Attorney Docket No.24742-2301
Address all correspondence to:
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EMAIL: sseidman@hewm.com

Heller Ehrman White & McAuliffe LLP

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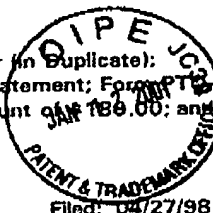
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AFFIXED HERETO WILL BE EVIDENCE OF RECEIPT OF THE
FOLLOWING (SENT VIA FIRST CLASS PRIORITY MAIL) ON
January 10, 2001

Client No.: 24743-2301
Enclosures: Transmittal Letter (in duplicate);
Supplemental Information Disclosure Statement; Form PTO
1449; 3 cited references; check in amount of \$180.00; and
Return Postcard

Applicant(s): KOSTER
Serial No.: 09/067,337 Filed: 04/27/98

For: SOLUTION PHASE BIOPOLYMER SYNTHESIS

PLEASE STAMP HERE (THANK YOU):



Sheet 1 of 1

FORM PTO-1449 (Modified)	ATTY. DOCKET NO. 24743-2301	SERIAL NO. 09/067,337
	APPLICANT KOSTER	
	FILING DATE April 27, 1998	GROUP 1623

LIST OF PATENTS AND PUBLICATIONS FOR
APPLICANT'S INFORMATION DISCLOSURE
STATEMENT

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME	CLASS	SUB CLASS	FILING DATE
	A	6	0	0	1	9	6	6	12/14/99	Picken	530	338	08/06/98

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUB CLASS	Translation Yes No	

* Derwent English Language Abstract or English Equivalent Provided.

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

B	Database WPI, Derwent Publications #199848, citing Japanese Patent No. 10251292, September 22, 1998.
C	Database WPI, Derwent Publications #199612, citing Japanese Patent No. WO 9603148, February 8, 1996.

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

05/15/99